

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF DELAWARE**

In re:	)	
	)	Chapter 11
RS FIT NW LLC,	)	
	)	Case No. 20-11568 (KBO)
Debtor.	)	(Jointly Administered)
_____	)	
	)	
24 HOUR FITNESS WORLDWIDE, INC.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	
	)	
CONTINENTAL CASUALTY COMPANY;	)	Adv. Pro. No. 20-51051 (KBO)
ENDURANCE AMERICAN SPECIALTY	)	
INSURANCE COMPANY; STARR SURPLUS	)	
LINES INSURANCE COMPANY; ALLIANZ	)	
GLOBAL RISKS US INSURANCE COMPANY;	)	
LIBERTY MUTUAL INSURANCE COMPANY;	)	
BEAZLEY-LLOYD'S SYNDICATES 2623/623;	)	
ALLIED WORLD NATIONAL ASSURANCE	)	
COMPANY; QBE SPECIALTY INSURANCE	)	
COMPANY; and GENERAL SECURITY	)	
INDEMNITY COMPANY OF ARIZONA,	)	
	)	
Defendants.	)	
_____	)	

**CORRECTED EIGHTH AMENDED STIPULATED SCHEDULING ORDER**

WHEREAS, the above-captioned parties have conferred concerning the above-captioned adversary proceeding's (the "Adversary Proceeding") deadlines and schedule.<sup>1</sup> The parties agree that certain amendments and modifications to the Seventh Amended Stipulated Scheduling Order

<sup>1</sup> On June 20, 2023, the parties filed a version of this Stipulated Scheduling Order that listed incorrect counsel for Defendant Continental Casualty Company ("Continental") [D.I. 222]. The parties now file this corrected version, which accurately reflects Continental's current counsel.

[D.I. 219] as approved by the Court on April 10, 2023 [D.I. 220], are necessary to promote the efficient and expeditious disposition of the Adversary Proceeding.

**THEREFORE**, the parties stipulate and agree to amend the Eighth Amended Stipulated Scheduling Order

1. Expert Discovery Cut-Off: All expert discovery, including depositions, will be completed on or before August 25, 2023.

2. Dispositive Motion Deadline: Pursuant to Rule 7007-1 of the Local Rules for the United States Bankruptcy Court for the District of Delaware (the “Local Rules”), the following deadlines shall apply to the filing and briefing of dispositive motions:

- a. All dispositive motions shall be filed and served by no later than thirty-one (31) days after the close of expert discovery, including expert depositions (or September 25, 2023) pursuant to Rule 7056 of the Federal Rules of Bankruptcy Procedure.
- b. Opposition papers shall be filed and served by October 27, 2023.
- c. Reply papers shall be filed and served by November 10, 2023.

3. Motion to Withdraw the Reference: Defendants may renew their motion to withdraw the reference of this Adversary Proceeding pursuant to 28 U.S.C. § 157(d) on or before October 13, 2023. Plaintiff reserves all rights to object to any such renewal that Defendants may file, including, but not limited to, objections based on contractual language and, generally, objections to any asserted grounds for withdrawal of the reference.

4. For the avoidance of doubt, all other provisions and deadlines set forth in the Scheduling Order (D.I. 66) shall remain in full force and effect, with the exception of the foregoing deadlines addressed herein.

Dated: June 20, 2023

Respectfully submitted,

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